



ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fifth Legislature
Second Regular Session

House: COM DP 9-0-0-1 | 3rd Read 59-0-1-0

Senate: FIN DPA/SE 10-0-0-0 | 3rd Read 27-0-3-0

HB 2120: injury reports; medical treatment

NOW: workers' compensation; injuries; medical-only loss

Sponsor: Representative Kaiser, LD 15
Conference Committee

The House Engrossed version of HB 2120 narrows the injuries that are reported by employers and physicians to those requiring *medical treatment*.

The Senate adopted a strike everything amendment that does the following:

Overview

Narrows the injuries that are reported by employers and physicians to those requiring *medical treatment*. Requires any experience rating adjustment, for claims involving *medical-only loss*, to be applied to reduce the impact of the loss in the employer's experience modification calculation.

History

Workers' Compensation is a "no fault" system in which injured workers receive medical and indemnity benefits related to an industrial illness or injury regardless of cause. If an illness or injury is determined to be job-related, the injured worker may be entitled to medical treatment, temporary compensation for time lost from work, permanent compensation benefits and vocational rehabilitation.

In the event an employee is involved in an accident, the employee must report the accident and any injury resulting from the accident to the employer. The employer, within 10 days of receiving notice of an accident, must inform the insurance carrier and the Industrial Commission of Arizona (ICA). Statute requires employers, and physicians who attend to an injured employee of that employer, to file, from time to time, a report of every known work-related injury that results in loss of life or injury to both the ICA and the employer's insurance carrier ([A.R.S. 23-908](#)).

Provisions

1. Narrows the types of injuries that must be reported by an employer and a physician to injuries that require *medical treatment*. (Sec. 1)
2. Specifies *medical treatment* does not include any onetime, short-term treatment by nonmedical staff that requires little technology or training to administer, including treatment of minor scratches, cuts, burns and splinters and other issues that ordinarily do not require medical care. (Sec. 1)
3. Requires any experience rating adjustment, for workers' compensation claims involving *medical-only loss*, to be applied to reduce the impact of the loss in the employer's experience modification calculation. (Sec. 2)
4. Defines *medical-only loss* as loss that has no indemnity value reflecting lost wages. (Sec. 2)

☐ Prop 105 (45 votes)

☐ Prop 108 (40 votes)

☐ Emergency (40 votes)

☐ Fiscal Note

Conference Committee Amendments

1. Permits the U.S. Occupational Safety and Health Administration (OSHA) to determine if employees have been exposed to grave danger from exposure to toxic or harmful substances and that emergency temporary standards or regulations are necessary to protect the employees from danger.
2. Conforms the civil penalties for employer violations of occupational health and safety standards to match OSHA's penalties.